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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN FRANCISCO DIVISION

12 IN RE: BEXTRA AND CELEBREX  
13 MARKETING SALES PRACTICES AND  
14 PRODUCT LIABILITY LITIGATION

Case No.: 3:05-cv-04494-CRB

MDL NO. 1699

District Judge: Charles R. Breyer

15 Billy Bailey, et al.

16 Plaintiffs,

17 vs.

18 Pfizer Inc,

19 Defendant.

20 **STIPULATION AND ORDER OF**  
21 **DISMISSAL WITH PREJUDICE**

22 Come now the Plaintiffs **Imogene King, Eldridge King, Larry Mercer, Brenda**  
23 **Mercer, Judy Gobble, George Gobble, Deborah Gosnell, Jimmy Gosnell, Cathy Lyons,**  
24 **Brenda Jackson, George Luther Gregg, Peggy Owens Brand and husband, Wesley Gene**  
25 **Jenkins, and Joseph Horne** in the above-entitled action, and Defendant, by and through the  
26 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby  
27 stipulate to the dismissal of this action **with prejudice** as to the plaintiffs named herein only with  
28 each side bearing its own attorneys' fees and costs.

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

EASTV42842221.1

1 DATED: 3/18/ 2010

2 By: Roger L. DeMik

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11 DATED: 03/19, 2010

12 By: Michelle W. Sadowsky

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20 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**  
21 **IT IS SO ORDERED.**

22 Dated: April 5, 2010

23 Hon. Charles R. Breyer  
24 United States District Court

25 **STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**